

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Eastern District of Texas

JOSH HAYES, Individually and as  
PERSONAL REPRESENTATIVE OF  
THE ESTATE OF KIM HAYES,  
deceased, JOHNNY HAYES and DONNA HAYES

*Plaintiff(s)*

v.

RICHARDSON ENTERPRISES, INC.,  
and MICHAEL BUENROSTRO

*Defendant(s)*

Civil Action No. 2:20-cv-0041

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* RICHARDSON ENTERPRISES, INC.  
c/o Ricky N. Richardson  
20250 CR 2115  
Troup, TX 75789

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Michael C. Smith  
Siebman, Forrest, Burg & Smith, LLP  
113 East Austin Street  
Marshall, Texas 75670

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

2/28/2020

C. Hinton

*Signature of Clerk or Deputy Clerk*

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**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) RICHARDSON ENTERPRISES, INC.  
 was received by me on (date) 03/02/2020.

☐ I personally served the summons on the individual at (place) \_\_\_\_\_  
 \_\_\_\_\_ on (date) \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Ricky N. Richardson, Registered Agent, who is  
 designated by law to accept service of process on behalf of (name of organization) RICHARDSON \*  
at 2804Hwy 31 E, Kilgore, TX 75662 on (date) 03/04/2020; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 03/04/2020

  
 \_\_\_\_\_  
 Server's signature

Marcus J Collins Process Server PSC-2147, Exp 7/31/2020  
 Printed name and title

110 N College Ave #1002  
Tyler, TX 75702

\_\_\_\_\_  
 Server's address

Additional information regarding attempted service, etc:

\* ENTERPRISES, INC.

I endorsed the date of delivery thereon.

Delivered at 10:30 a.m.